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Customer No.: 07278

Docket No.: 06670/000M972-US0

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Michel Morin

Serial No.: 10/601,065

Filed:

June 20, 2003

For:

FIBER BRAGG GRATING INTERFEROMETERS FOR CHROMATIC

DISPERSION COMPENSATION

September 25, 2003

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is submitted in accordance with 37 C.F.R. 1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the above-identified application, and any other application relying on the filing date of the above-identified application or cross-referencing it as a related application.

Docket No.: 06670/000M972-US0

- 1. This IDS should be considered, in accordance with 37 C.F.R. 1.97, as it (Check one of the boxes A-D) is filed:
  - Within three months of the filing date of the above-identified national application or within three months of the entry into the national stage []A. of the above-identified international application.
  - [X] B. before the mailing date of a first office action on the merits, or a first office action after filing a request for continued examination.
  - after (A) and (B) above, but before the mailing date of a final rejection, a notice of allowance, or any other action that closes prosecution, and Applicants have made the necessary statement in box "i" below or paid the necessary fee in box "ii" below.

(check one of the boxes "i" and "ii" below:)

- Counsel states that, upon information and belief, each item of information listed herein was either (a) cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or (b) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.
- A check for the fee set forth in 1. 17(p), presently believed to [] ii. be \$180, is enclosed.
- after (A), (B) and (C) above, but before payment of the issue fee: Counsel states that, upon information and belief, each item of information listed herein was either (i) cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the IDS; or (ii) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.
  - A check for the fee set forth in 1.17 (p), presently believed to be \$180, is enclosed.
- 2. In accordance with 37 C.F.R. 1.98, this IDS includes a list (e.g., form PTO/SB/08) of all patents, publications, or other information submitted for consideration by the office, either incorporated into this IDS or as an attachment hereto. A copy of each document listed is attached, except as explained below.

Docket No.: 06670/000M972-US0

(check boxes A and/or B and fill in blanks, if appropriate.)

	1.98(c), only a copy of each o	is (are) deemed substantially , and, in accordance with f the latter documents is enclosed. busly cited by or submitted to the pplications, which are relied upon
	[SERIAL NO. & FILING [	DATE].
892 and PTO/S listing these do accordance with be filed in this	BB08 from the files of the prior apcuments, and request that they be the files of the prior application.	phereto copies of the forms PTO- oplication(s) or a fresh PTO/SB/08 e considered and made of record in opies of these documents need not
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accordance wit	th 1.98(c), Applicant states:	e de la continuent
0 0 0 0	portions thereof), or a copy language patent or application A concise explanation of the is found in the attached search A concise explanation of is set forth as for relevance.  A concise explanation of the can be found on page(s)  A concise explanation of do the attached sheet.	relevance of document(s) ch report (see MPEP § 609 A(3)x). the relevance of document(s) ollows: [Insert concise explanation  re relevance of document(s) of the specification. cument(s) can be found on
		ssary for documents in the English
language (see	MPEP § 609 A(3)).	
[] 5. (	Other information being provided	for the examiner's consideration
follows:		
		and (h), the filing of this IDS should
not be cons	trued as a representation that	a search has been made or that

information cited is, or is considered to be, material to patentability as defined in §1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless other-wise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant reserves the right to prove that the date of publication is in fact different.

#### CROSS REFERENCE UNDER 37 C.F.R. §1.78 TO RELATED APPLICATIONS

Pursuant to 37 C.F.R. § 1.78, Applicant notes that the above-identified patent application may be related to the following U.S. Patent Applications:

(1) U.S. Patent Application Serial No \_\_\_\_\_\_, filed \_\_\_\_\_\_.

Early and favorable consideration is earnestly solicited.

Respectfully submitted,

Peter Ludwig

Registration No. 25,351 Attorney for Applicant(s)

DARBY & DARBY P.C. 805 Third Avenue New York, N.Y. 10022 (212) 527-7700

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 3

	Complete if Known				
Application Number	10/601,065				
Filing Date	June 20, 2003				
First Named Inventor	Michel Morin				
Art Unit	N/A				
Examiner Name	Not Yet Assigned				
Attorney Docket Number	06670/000M972-US0				

	U.S. PATENT DOCUMENTS							
Examiner	Cite	Document Number	Publication Date		Pages, Columns, Lines, Where			
Initials*	No.1	Number-Kind Code <sup>2</sup> ( if known)		Name of Patentee or Applicant of Cited Document	Relevant Passages or Relevan Figures Appear			
	AA	US-5,023,947-B1	06-11-1991	Cimini, Jr., et al.	. ідагоз уфремі			
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L	FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T6	
<u></u>	BA	EP-1 098 211-A1	05-09-2001	JDS Uniphase Inc.	J==== #F00=	├-	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city	T <sup>2</sup>
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Attorney Docket Number

Substitute for form 1449A/B/PTO Complete if Known Application Number 10/601,065 **INFORMATION DISCLOSURE** Filing Date June 20, 2003 STATEMENT BY APPLICANT First Named Inventor Michel Morin Art Unit (Use as many sheets as necessary) Examiner Name Not Yet Assigned

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Signature

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Sheet	3	of	3

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	First Named Inventor	Michel Morin			
	Art Unit	N/A			
	Examiner Name	Not Yet Assigned			
	Attorney Docket Number	06670/000M972-US0			

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Examiner		
Signature	Date	
Olginature	Considered	
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